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**NOTICE OF APPEAL FROM
THE PRIMARY EXAMINER TO THE BOARD OF APPEALS**

In re application of: Benoist SEBIRE

Serial No.: 09/990,331

Group Art Unit: 2662

Filed: November 23, 2001

Atty. Docket No.: 59864.00654

For: METHOD AND APPARATUS TO TRANSMIT PACKETS USING TWO RADIO BEARERS

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

January 9, 2006

Sir:

Applicant hereby appeals to the Board of Appeals from the decision dated September 14, 2005 and subsequent Advisory Action dated December 2, 2005 of the Primary Examiner finally rejecting Claims 21-35.

The item(s) checked below are appropriate:

1. A petition for an extension of time to respond to the final rejection is being submitted herewith to extend the time for response to the Office Action dated September 14, 2005, for one month from December 14, 2005 to January 14, 2006.

2. A timely response to the final rejection was filed on November 14, 2005, as provided in 841 O.G. 1411.

3. Fee \$500.00 or Small Entity \$250.00

Check No. 13866 is enclosed.

01/10/2006 JADDO1 00000142 09990331
01 FC:1401 500.00 OP

Charge to Counsel's Deposit Account No. 50-2222. An additional copy of this Notice is enclosed.

In the event that this paper is not considered to be timely filed, applicant hereby petitions for an appropriate extension of time. The fee for this extension may be charged to

Counsel's Deposit Account No. 50-2222, along with any other additional fees which may be required with respect to this paper.

SQUIRE, SANDERS & DEMPSEY LLP

Signature (Rule 191(b)) . . .


David E. Brown
Reg. No.: 51,091

Customer Number 32294

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DEB:jkm

Enclosures: Pre-Appeal Brief Request for Review
Petition for Extension of Time
Check No. 13866